

1/18/02

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - JANUARY 22, 2002

(The Honorable William F. Stone, Jr. Presiding)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. - CHAPTER 13 PLAN CONFIRMATIONS

M Hart MICHAEL & JACKIE HUTTON 7-01-04676 Connelly/JJ
Mod Plan filed 12/26; **12/28 ord. approved limited service , d/e # 21**
Trustee Report, Objection and Showcause on dismissal filed 12/17; d/e #20

Motion for valuation: 2001 Nissan Frontier: Suntrust Bank NA, filed 12/12, d/e # 19

Motion for valuation: Washer/Dryer: Schewel Furn. Co, filed 12/12, d/e #18

Mot for Valuation: TV: First No. American Natl Bank, filed 12/12, d/e # 17

Mot for valuation: 1000 Hyundai Accent; Primus Financial Services, filed 12/12 d/e#16

Hatch MARVIN & JOAN SOWERS-chl3 7-01-04029 Connelly/SJ
Mod Plan filed 12/3, d/e # 18, 19; c/s filed 12/5, d/e # 20
PLAN CONFIRMED - HEARING CANCELLED

MHart ERIC & LORI OTEY-chl3 7-01-04549 Connelly/S
Plan filed 10/26; d/e # 6; c/s d/e # 10
Objection of Trustee, report and motion to showcause: Dismissal; filed 12/7 d/e # 14
—contd fr 1/22 to cure arrears in interim; waive appearance if current to trustee

M Hart KARL & ROSA PAIGE 7-01-02240 Connelly/LM
Mod Plan filed 9/26; d/e # 54 **contd from 1/22 w/showcause on dismissal**
OBJECTION: City of Roanoke (Collins), d/e # 76, filed 11/16
***if plan current, obj resolved & conf can be recommended, debtors appearance excused**

9:30 A.M. - CHAPTER 13 PLAN CONFIRMATIONS

Delafield IRA DEBUSK-ch13 7-01-03677 Connelly/NS
2nd Mod Plan filed 11/30, d/e # 28
Trustee Motions to Showcause, Objections contd from 12/17 d/e # 17 & 18

(note: relief motion being filed & noticed for 2/4 @ 11)

Fleischhauer CHARLES & LEA LINEBERRY-ch13 7-99-03112 Connelly/SJ
Mod Plan filed 12/18; d/e # 107; 108; contd from 1/22

Motion #2: Relief or Dismiss or Convert to Ch. 7 [#87]
Travelers Bank & Trust (Chappell/Hathaway) v. Debtors & Trustee
—contd fr 1/22 (proposed ord tendered 1/22 contemplated plan confirmation on that date)

Krippendorf MITCHELL & TAMMIE BREWSTER - Ch. 13 7-01-04006 Connelly/JJ
Mod. Plan filed 10/18 – d/e #15 contd from 11/28 (trustee to file ntc of showcause*
in interim; previously served 10/17 upon debtors & counsel but original not filed w/court
until 11/27)

*Trustee report, objection and showcause on dismissal filed 11/27 d/e # 18

Motion for valuation; '97 Pontiac Transport w/Americredit, filed 11/16, d/e # 13

M Hart BRIAN & CHRISTINA MURTAGH-ch13 7-01-03199 Connelly/.S
Plan filed 8/7; d/e # 13 ; **contd from 10/15 & 11/13***
Objection: Trustee with Motion to dismiss, d/e # 16, filed 8/27
*w/extension of time to be given creditors to file claims upon filing of any mod plan

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9:30 A.M. - CHAPTER 13 PLAN CONFIRMATIONS

Krippendorf CLARENCE & SUSIE GRAVELY - Ch. 13 7-01-04008 Connelly/AF
Plan filed 9/17; contd fr 12/3; appearance excused IF can be confirmed

Objection: IRS (Eckert) [#18]

Mod Plan filed 1/14/02, d/e # 23, 24 and set 3/18 @ 9:30

T.Giles MARVIN & BRENDA RANDOLPH - Ch. 13 7-01-04569 Connelly/JJ
Plan filed 10/29; d/e # 6 contd from 1/22; cancel if confirmed prior to 1/22
Objection: Trustee w/Report and Show Cause on Dismissal [#18] cond from 1/22

Motion for Valuation of lawn mower, microwave, air purifier & ceiling fan–
Lowe's, creditor [#15] **recused 1/18**

Krippend. LISA SCHERREP-ch13 7-01-02516 Connelly/JJ
Mod Plan filed 11/28; d/e # 27, 28, 29

Shelor JOHN & KELLY MCLAIN-ch13 7-01-04001 Connelly/VS
' Mod Plan filed 11/28, d/e # 15, 17
==contd fr 1/22; cancel hrg IF confirmed in interim (tr. needs cc of scheds I & J)

P Brown HENRY CULLUM-ch13 7-01-04790 Connelly/LM
Plan filed 11/13, d/e # –contd fr 1/22; cancel hrg if confirmed in interim (tr.to
check on receipt of funds remitted)

-see also Mot. 1 - relief - scheduled at 2:00?

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9:30 A.M. - CHAPTER 13 PLAN CONFIRMATIONS

Krippend. MCKINLEY BLAIR JR-ch13 7-01-03840 Connelly/LM
Mod Plan filed 11/19, d/e # 19, 20

Trustee objection and showcause on dismissal d/e # 16, filed 11/1 contd from 11/28

M Hart	GERALDINE HAYNESWORTH Mod Plan filed 10/9, d/e # 19, contd from 12/3 (2 mo.arrears & not currently employed at 12/3 hrg)	7-01-03475	Connelly/MC
P Brown	BILLY & GLADYS THOMAS-ch13 Mod Plan filed 11/19, d/e # 26, 27	7-01-03442	Connelly/SJ
Delafield	ODELL, JR., & KELLY DREW -Ch13 Mod Plan filed 11/20, d/e # 28, 29' contd fr 1/22; cancel hrg if confirmed in interim Objection: USA/IRS (Eckert) [#31] Trustee's Motion to Dismiss [#40] Trustee Report, Objection and Showcause on dismissal filed 12/17; d/e # 44	7-01-04023	Connelly/PR
M Giles	RICHARD & LAWANDA MOSLEY-ch13 Mod Plan filed 11/13, d/e # 19, 20	7-01-03667	Connelly/NS
M Hart	CAROL ALLEN Mod Plan filed 1/31, d/e # 20, 21 Trustee Objection and Motion to Dismiss contd from 10/15 to hear w/mod plan above D/e # 14 filed 8/27	7-01-03213	Connelly/PR

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9:30 A.M. - CHAPTER 13 PLAN CONFIRMATIONS

M.Giles	WILLIAM, JR., & ANGELA WILKERSON - Ch. 13 Mod. Plan filed 11/6 w/certificate of service to all creditors [#15]	7-01-04596	Connelly/JJ
<p>Motion for Valuation of television in the amount of \$1,386—creditor, Aarons [#18] Order of 1/7 fixes value at \$1,386.00</p>			

Motion for Valuation of 1995 Ford pickup–BB&T, creditor [#17]
–**Order of 11/14 recuses; sets hrg before Judge Krumm 1/9/02 @ 11:00**

Motion for Valuation of 1996 Chevrolet Berretta–WFS Financial, creditor
Order of 1/7 fixes value at \$4,975.00

Shelor MICHAEL & CARLITA MCNEIL - Ch. 13 7-01-04002 Connelly/SJ
 Mod. Plan filed 11/26 [#15] C/S filed 12/5, d/e # 20

M Hart GRANT & MAYRA MILLER-chl3 7-01-03952 Connelly/SJ
 Mod Plan filed 11/28 , D/E # 18, 19

Motion for Valuation: Beneficial Texas Inc pka Beneficial Finance: Vacuum; d/e # 21

Motion for Valuation: American Gen. Finance : Futon; d/e # 22

Motion for valuation: Circuit City (FNANB) Computer & desk; d/e # 23

9:30 A.M. - MISCELLANEOUS HEARING

H Brown DANIEL & MARGARET ANDREWS-chl3 7-00-04221 Connelly/VS
 Motion to Reconsider dismissal order of 12/14/02 filed 1/3/02 w/1/4/02 notice
 D/e # 78, 79

Roanoke Calendar - 1/22/02

11:00 A.M. - MISCELLANEOUS HEARINGS

M Giles KEITH & AMBER PERRIN-chl3 7-97-04011 Connelly/VS
 Motion of Trustee to dismiss case filed 11/19, d/e # 20 contd from 1/7

M Hart STUART & YVONNE HASH-chl3 7-98-03768 Connelly/AF
 Objection of Debtors filed 11/29, d/e # 92 to Third Supplemental Affidavid of Default &

Notice of Termination of Automatic Stay in re: Motion #1: Lehman Capital (Bierman)
filed on 11/14, #91

–ORDER of 12/18 dismissed objection to default notice without prejudice

Delafield RUBEN JOHNSON-Chl3 7-99-02995 Connelly/MC
Motion for Compensation of counsel for debtors in amt of \$2,000 filed 12/26, d/e # 55,56

Delafield DEBORAH ENGLAND-ch13 7-01-03797 Connelly/NS
Motion for Compensation of counsel for debtors in amt of \$423.75 filed 12/27, d/e #16

M. Giles ROBERT AKERSON-chl3 7-00-00357 Connelly/NS
Motion of Debtor to Transfer Property filed 1/4, d/e # 76
–contd fr 1/22 for tr. To review pleading; cancel hrg if tr. Consents to order

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M Hart RONALD & BELVA FORBES-ch7 7-01-04339 Creasy/PR
Motion #1: Relief - filed 12/26; d/e # 28, 29
Bank of Botetourt (J.Patterson) v. debtors & trustee
–note: Case converted to Ch 7 on 1/7, d/e # 34 after Mot. #1 filed.
–Contd fr 1/22 for newly appointed trustee to review

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11:-00 A.M. - MISCELLANEOUS

Creasy SALEM VILLAGE ASSOCIATES-chll 7-01-04160 DIP/JJ
–see also 2:30 p.m. mot of U.S.Trustee
Motion of Debtor to incur secured debt with Wachovia Bank in approx amt of
\$2,0050,000.00 filed 1/7, d/e # 41

Motion of Debtor to Determine extent of Secured Claim of Old West Annuity and Life
Insurance Co and determine PayOff Amount filed 1/7, d/e # 42
Motion to Shorten Notice filed 1/7 **approved 1/8,**

1:30 P. M. - TELEPHONE PRE-TRIAL CONFERENCE

Delafield GARY & PAMELA TINCHER-ch7 7-01-02847 Krippend/SO
A/P 7-01-00110: Det. Dischargeability
Debtors v. Internal Revenue Service (Pat Genis)
*Telephone call to be initiated by counsel for IRS

2:00 P.M. - PRE-TRIAL CONFERENCES

Ware PARICK C. CARROLL -CH7' 7-01-03851 Krippend/LM
A/P 7-01-00177: Det. Dischargeability
American Express Travel Related Services (Ross Hart) v. debtor
–**Order of 1/8 approved stipulated settlement, granted jdgt of \$1,475.80 to plaintiff with interest**

Delafield JOHN & DEBRA LATEMPA-ch7 7-01-02879 Krippend/S*
** A/P 7-01-00175: Det. Dischargeability
Debtors v. IRS/USA (Pat Genis) *only one defendant
–**Note: Parties want to conduct PTC by te.ephone Conf along w/1:30 matter above**

A/P 7-01-00174: Det. Dischargeability
John P. Latempa, Sr (Delafield) v. Commonwealth of Va. Dept of Taxation ()
–**Note: Parties want to conduct PTC by te.ephone Conf along w/1:30 matter above**

Roanoke Calendar - 1/22/02

2:00 P.M. - MISCELLANEOUS HEARINGS

Moses WILLIAM SMITH - Ch. 7 7-01-04226 Creasy/JJ
Motion for Extension of Time to file objection to exemptions
–**ORDER of 12/19 withdrew trustee obj., cancels hearing**

Moses JOHN SMITH - Ch. 7 7-01-04227 Creasy/NS
Motion for Extension of Time to File Objection to Exemptions, Complaints
–**ORDER of 12/18 withdrew trustee obj., cancels hearing**

P Brown	JIMMIE & BRENDA LEE-ch7 Motion #1: Avoid lien - filed 12/5; d/e # 10, 11 Debtor v. Beneficial Discount of Va.	7-01-04788	Creasy/AF
Aheron	SOUTHEASTERN ELECTRICAL CONTRACTORS Showcause: <u>POWER LINE RENT-E-QUIT</u> , IF contempt has not been purged by payment of sums directed by Judge Stone's Order of 12/14/01, d/e # 156 Showcause: <u>UTILITY LINE EQUIPMENT</u> , IF contempt has not been purged by payment of sums directed by Judge Stone's Order of 12/14/01, d/e #157	7-97-02993RKR	Creasy/PR
Small	MARK & KRISTIE WHITE-ch7 Objection of Trustee to Claim of Exemptions filed 12/20; d/e # 27	7-01-03014	Krippend/VS
P Brown	DAVID & WENDY STEWART-ch7 Fee appl, trustee - Approved by ord of 12/10	7-00-00819	Krippend/VS
Shelor	GUY LEE DELANCEY-ch7 -rkr* Motion #1: Relief filed 12/18; RECUSAL from Judge Krumm ; d/e # 31, 33 , 37 Wachovia Bank (Huebschman) v. debtor & trustee - <i>Agreed ord tendered 1/17</i>	7-01-03738	Vogel/AF
P Brown	HENRY CULLUM-ch13 Motion #1: Relief - filed 12/26; d/e # 17, 18 Daimler Chrysler (Higgs) v. debtor & trustee - see also 9:30 a.m. ch 13 confirmation	7-01-04790	Connelly/LM

Roanoke Calendar - 1/22/02

2:00 P.M. - MISCELLANEOUS HEARINGS

Delafield	CHARLENE HOOSIER-ch7 Motion #1: relief - filed 12/26; d/e # 14, 15 Travelers Bank & Trust (Sasser) v. debtor & trustee	7-01-04642	Allen/SJ
C.Allen	SPANKY'S GANG , LLC - CH11 Motion of U. S. Trustee (Garber) to compel pmt of quarterly fees & filing monthly	7-01-01398	DIP/AF

reports, filed 12/27, d/e # 49

–Note: Mot was taken up at 1/7 hearing on DS & Obj; otbt (Allen) to fix deadlines to amend DS & file reports/pay fees w/showcause on 2/19 @ 2:30 for failure to so do

Copeland	NAVARO MINING INC- ch7	7-97-00332	Creasy/SJ
	Motion of Trustee for compensation for Goodman & Co., Accountant filed 12/21 d/e # 143, 144, 145 146 & 147		

2:30 P.M. - MISCELLANEOUS HEARINGS

Creasy	SALEM VILLAGE ASSOCIATES-chll	7-01-04160	DIP/JJ
	Motion of U. S. Trustee to compel payment of quarterly fees & filing of monthly reports, filed 12/27 d/e#38 & 46 <i>–see also 11:00 a.m.</i>		

Stark	MEPCO INC-chll	7-01-03842	DIP/SJ
	Motion for compensation (1 st Interim) of counsel for Debtor, Magee,Foster et al in amt of \$21,290.10 and \$1570.89 expense filed 12/10, d/e # 59 <i>(UST mot & status hrg scheduled for 2/4 @ 2:00)</i>		